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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

# In re Application of:

Khan et al.

Serial No.: 10/029,206

Filed: December 21, 2001

For: OLIGOPEPTIDE TREATMENT OF

**ANTHRAX** 

Examiner: To be assigned

Group Art Unit: 1651

Attorney Docket No.: 2183-5222US

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#### INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents Washington, D.C. 20231

Sir:

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 or PTO/SB/08 be considered by the Examiner and made of record. Copies of the listed documents are enclosed pursuant to 37 C.F.R. § 1.98(a).

In accordance with 37 C.F.R. § 1.97(g) and (h), filing of this Information Disclosure Statement is not to be construed as a representation that a search has been made or an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b). Further, no representation is made by Applicants herein that no other possible material information as defined in 37 C.F.R. § 1.56(b) exists.

Serial No.: 10/029,206

### Foreign Patent Documents

Document No.	Publication Date	<u>Patentee</u>
WO 99/59617	11-25-1999	Erasmus Universiteit
WO 97/49721	12-31-1997	University of Maryland

### Other Documents

PCT International Search Report, PCT/NL01/00259, dated December 18, 2001, 3 pages.

PCT International Preliminary Examination Report, PCT/NL99/00313, dated July 21, 2000, 6 pages.

PCT International Search Report, PCT/EP99/00313, dated November 29, 1999, 3 pages.

Lang et al., "Induction of apoptosis in Kaposi's sarcoma spindle cell cultures by the subunits of human chorionic gonadotropin", <u>AIDS</u> 1997, Vol. 11, No. 11, pp.1333-1340.

Iskandar et al., "Effects of a urinary factor from women in early pregnancy on HIV-1. SIV and associated disease", Nature Medicine, April 1998, Vol. 4, No. 4, pp. 428-434.

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56 & 1.175, applicant hereby identifies the following listed copending applications naming the same inventor(s):

Attorney Docket No.: 2183-4618US Serial No.: 09/716,777

Filing Date: 11/20/2000

For: IMMUNOREGULATOR

Attorney Docket No.: 2183-4799US
Serial No.: 09/821,380
Filing Date: 3/29/2001

For: IMMUNOREGULATOR

Serial No.: 10/029,206

Attorney Docket No.: 2183-5223US

Serial No.:

10/028,075 12/21/2001

Filing Date: For:

GENE REGULATOR

Attorney Docket No.: 2183-5526US

Serial No.:

To be assigned

Filing Date:

9/30/2002

For:

**IMMUNOREGULATOR** 

This Information Disclosure Statement is believed to be filed before the mailing date of the first Office Action on the merits, and no certification pursuant to 37 C.F.R. § 1.97(c) or a fee pursuant to 37 C.F.R. § 1.17(p) is required.

Respectfully submitted,

Allen C. Turner

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Date: October 11, 2002

ACT/bv

Enclosures: Form PTO-1449 or PTO/SB/08

Cited Documents

Document in ProLaw

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT Complete if Known

Application Number 10/029,206

Filing Date December 21, 2001

First Named Inventor Khan et al.

Group Art Unit 1651

Examiner Name To be assigned

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U.S. PATENT DOCUMENTS					
Examiner Cite		Document Number	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant
Initials * No.1			MM-DD-YYYY		Figures Appear
	1	US-			
		US-			

	FOREIGN P.	ATENT DOCU	MENTS								
Cita	Foreign Patent Document	Publication Date MM-DD-YYYY	Publication Date Ap	B Wasia Data	D. I.V. and D. D.	n IV. de Dat	D I I I I I I I I I I I I I I I I I I I	D. I. S. D. L.	Name of Patentee or		
No.1	Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)			Document Document	Relevant Figures Appear	T <sup>6</sup>					
	WO 99/59617	11-25-1999	Erasmus Universiteit								
	WO 97/49721	12-31-1997	University of Maryland								
				<del> </del>							
	Cite No.¹	Cite No.¹ Foreign Patent Document  Country Code³ - Number⁴ - Kind Code³ (if known)  WO 99/59617	Cite No.¹         Foreign Patent Document         Publication Date MM-DD-YYYY           WO 99/59617         11-25-1999	Cite No.¹  Country Code³ - Number⁴ - Kind Code³ (if known)  WO 99/59617  Publication Date MM-DD-YYYY Document  WO 99/59617  11-25-1999 Erasmus Universiteit University of	Cite No.¹  Country Code³ - Number⁴ - Kind Code³ (if known)  WO 99/59617  Publication Date MM-DD-YYYY MM-DD-YYYY  Name of Patentee or Applicant of Cited Document  Name of Patentee or Applicant of Cited Document  Publication Date MM-DD-YYYY  Name of Patentee or Applicant of Cited Document  Name of Patentee or Applicant of Cited Doc						

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<sup>&</sup>lt;sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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Group Art Unit 1651

Examiner Name To be assigned

Attorney Docket Number 2183-5222US

(use as many sheets as necessary)

Sheet 2 of 2

OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS				
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>	
		PCT International Search Report, PCT/NL01/00259, dated December 18, 2001, 3 pages.	-	
		PCT International Preliminary Examination Report, PCT/NL99/00313, dated July 21, 2000, 6 pages.		
		PCT International Search Report, PCT/EP99/00313, dated November 29, 1999, 3 pages.		
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